FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.6296 OF 2005

Office notes, office Memoranda of Coram, appearance, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Mr.M.S.Prasad for the Applicant.
Mr.S.N.Chimade for the Respondent No.2.
Mrs. G.P.Mulekar, APP. for the State.

CORAM : R.S. MOHITE,J.
DATED : 5/4/2006.

P.C.

1. Heard both sides.

2. Rule. By consent, rule made returnable forthwith.

3. This is an application for transfer of the case bearing RCC No.334/2004 pending on the file of J.M.F.C. Bhusawal to Bombay to be heard alongwith Criminal Case No.530/SS/2005 which is pending in the court of 28th M.M.Court at Esplanade, Bombay. The ground for transfer is that the applicant is aged 78 years. Advocate

for the applicant states that instead of directing a transfer, general exemption may be granted to his client for appearing personally in Bhusawal court. The Advocate for the respondent has no objection for the same. The Advocate for the applicant also states that he will not press this application in case general exemption is granted to the applicant. In the circumstances, with the directions that the applicant is granted general exemption from appearing in C.C.No.334/2004 pending on the file of J.M.F.C. Bhusawal, application is disposed off. It is however, made clear that in case the presence of present applicant is found necessary by the trial court, it will be open for the trial court to summon the present applicant at any stage. Rule is made absolute in the aforesaid terms. Interim stay stands vacated.

(R. S. MOHITE, J.)